



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Phillip Asselin

Serial No.: 10/677,211

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Examiner: Huyen Le

Filed: October 2, 2003

Art Unit: 3751

For: **PEN HOLDER**

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

This Preliminary Amendment is filed in connection with a Request for Continued Examination. The RCE application is submitted following an Advisory Action issued by the Examiner on July 15, 2005. The Advisory Action, in turn, related to a Final Office Action dated March 24, 2005.

The Final Office Action was assigned a shortened statutory period of response which expired on June 24, 2005. In order to make the RCE timely, a Petition for One Month Extension of Time is herewith submitted.

Please enter this Preliminary Amendment and reconsider the claims pending in the Application for reasons discussed below. The Commissioner is authorized to charge counsel's Deposit Account Number 11-0533 / MKJ / Asselin, for any fees, including extension of time fees or excess claim fees, required to make this Response timely and acceptable to the Office.

It is noted that **Amendments** to the Claims are reflected in the listing of claims which begins on page 2 of this Paper. **Arguments/Remarks** begin on page 4.

CERTIFICATE OF MAILING
37 CFR 1.8

I hereby certify that this correspondence is being deposited on July 21, 2005 with the United States Postal Service as First Class Mail in an envelope address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Valerie Lisa
Signature (Valerie Lisa)